

(Underline indicates addition)

(~~Strikeout~~ indicates deletion)

ORDINANCE NO. _____ (NEW SERIES)

AN ORDINANCE AMENDING TITLE 9, DIVISION 1, CHAPTER 1 OF THE SAN DIEGO COUNTY CODE RELATED TO ADOPTION OF APPENDIX CHAPTER 1, CALIFORNIA BUILDING CODE.

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. The Board of Supervisors finds and determines that the County Code should be updated by amending subsection 91.1.105.2 to clarify the work exempt from a building permit. The Board finds that these amendments are reasonable and necessary for the public health, safety, convenience, and welfare.

Section 2. Section 91.1.105.2 of the San Diego County Code shall be amended to read as follows:

SEC. 91.1.105.2. WORK EXEMPT FROM PERMIT.

(a) A building permit shall not be required for the following:

(1) Patio covers and carports accessory to R-3 occupancies up to 300 square feet of projected roof area and at least 3 feet from property line which comply with all requirements of the County Zoning Ordinance including setback from property line requirements.

(2) ~~Non-habitable~~ Recreation and athletic structures and equipment, excluding buildings and swimming pools, ~~which~~that comply with the requirements of the County Zoning Ordinance.

(3) One-story detached accessory buildings, including sea cargo containers, used as non-habitable space such as tool or storage sheds, playhouses, agricultural buildings and similar uses provided the floor area does not exceed 120 square feet and no plumbing, electrical or mechanical permit is required for the structure. These accessory buildings, however, shall be subject to County Zoning Ordinance requirements and limitations.

(4) Fences and free standing masonry walls not over 6 feet high which comply with the fencing and landscaping regulations of the County Zoning Ordinance. A

building permit shall also not be required for open fences up to eight feet high, where allowed by the County Zoning Ordinance, provided the uppermost two feet consists only of barbed or razor wire and necessary support elements placed at an angle to the vertical for security purposes.

(5) Oil derricks.

(6) Moveable cases, counters and partitions not over 5 feet 9 inches high.

(7) Retaining walls not over three feet in height measured from the top of the footing to the top of the wall unless supporting a surcharge or impounding flammable liquids.

(8) Water tanks supported directly upon grade if the capacity does not exceed 5,000 gallons and the ratio of height to diameter or width does not exceed two to one, or the capacity does not exceed 10,000 gallons and the ratio of height to diameter or width does not exceed one and one-half to one. Water tanks shall comply with the requirements of the County Zoning Ordinance for accessory structures.

(9) Platforms, walks and driveways not more than 30 inches above grade, as measured from grade to the highest point of the platform, walk or driveway directly above, and not over any basement or story below.

(10) Painting and papering and similar finish work.

(11) Temporary motion picture, television and theater stage sets and scenery.

(12) Window awnings on Group R or Group 2 occupancies supported by an exterior wall that do not project more than 54 inches from the exterior wall and do not require additional support.

(13) Prefabricated swimming pools accessory to a Group R-3 occupancy that are less than 18 inches deep, do not exceed 5,000 gallons and are installed entirely above ground.

(14) Single pole television and radio antennas supported on roofs. Dish antennas supported on the ground when they comply with the accessory structure setback regulations of the County Zoning Ordinance.

(15) Public utility towers and poles.

(16) Any portable metal hanger less than 2,000 square feet in size, located on a County-owned airport used only for parking aircraft and bearing evidence of approval by the California Department of Motor Vehicles for movement on any highway. This structure shall, as an integral part of the basic construction, be equipped with a hitch or coupling device for towing. It shall accommodate, without further major structural

change, wheel and axle assemblies which will provide this structure with a safe means of portability. No water, sanitary facilities or electrical installation shall be allowed in this structure and it shall be equipped with permanent ventilation as required for any Group S-2 occupancy.

(17) Electric light poles, flag poles and antennas not over 35 feet in height above finished grade when fully extended which comply with the County Zoning Ordinance.

(18) Agricultural shade structures where the shade is provided by a fabric or plastic film material, and agricultural crop protection structures which are constructed with a framework of metal or plastic hoops that are covered with a flexible plastic film, provided that all these structures comply with all requirements of the County Zoning Ordinance.

[(b) through (f) No Changes]

Section 3: This ordinance shall take effect and be in force thirty days after its passage and before the expiration of fifteen days after its passage, a summary hereof shall be published once with the names of the members of this Board voting for and against it in the _____ a newspaper of general circulation published in the County of San Diego.